

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA
04-CV-1489 (JMR/FLN)

Elliot Holly)	
)	
v.)	ORDER
)	
Deborah Konieska and)	
Mike Smith)	

On August 18, 2008 [Docket No. 96] the Honorable Franklin L. Noel, United States Magistrate Judge, issued a Report & Recommendation in the above-entitled action. As the matter is presently scheduled for a plea hearing on August 20, 2008, the Court declines to review objections.

Accordingly, the Court adopts the Report & Recommendation. IT IS ORDERED that plaintiff's motion for a temporary restraining order is DENIED.

Dated: August 18, 2008

s/ JAMES M. ROSENBAUM
JAMES M. ROSENBAUM
United States District Judge